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SEAGATE TECHNOLOGY LLC

11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

14 IN RE SEAGATE TECHNOLOGY LLC
LITIGATION

15 CONSOLIDATED ACTION

Case No. 5:16-cv-00523-RMW

**JOINT STIPULATION AND ~~PROPOSED~~
ORDER REGARDING:**

**(1) EXTENDING TIME FOR
DEFENDANT TO RESPOND TO
CONSOLIDATED AMENDED
COMPLAINT; AND**

**(2) SETTING HEARING AND BRIEFING
SCHEDULE FOR MOTION TO DISMISS
CONSOLIDATED AMENDED
COMPLAINT**

24 This Joint Stipulation is made by and between plaintiffs Adam Ginsberg, Dudley Lane
25 Dortch IV, Dennis Crawford, David Schechner, Joshua Enders, Chadwick Hauff, James Hagey,
26 John Smith, Nikolas Manak (collectively the “Ginsberg Plaintiffs”), and Christopher Nelson
27 (“Nelson”) and Seagate Technology LLC (“Seagate”), by and through their respective undersigned
28 counsel of record, with reference to the following facts:

RECITALS

1. WHEREAS, the Ginsberg Plaintiffs filed an Amended Complaint on May 4, 2016;
2. WHEREAS, Nelson filed an Amended Complaint on May 4, 2016;
3. WHEREAS, the Court ordered the Nelson and Ginsberg actions consolidated on May 6, 2016;
4. WHEREAS, the Ginsberg Plaintiffs and Nelson (collectively “Plaintiffs”) filed a Consolidated Amended Complaint on May 9, 2016;
5. WHEREAS, Plaintiffs have agreed to extend Seagate’s time to respond to the Consolidated Amended Complaint until June 17, 2016;
6. WHEREAS, Seagate intends to move to dismiss the Consolidated Amended Complaint;
7. WHEREAS, pursuant to the Standing Order Regarding Case Management in Civil Cases for the United States District Court for the Northern District of California (“Standing Order”), counsel for the parties conferred regarding a hearing date on Seagate’s motion to dismiss the Consolidated Amended Complaint;
5. WHEREAS, pursuant to the instructions in the Standing Order regarding scheduling hearings before Judge Whyte, the parties stipulated to a hearing date of August 19, 2016, at 9:00 a.m.;
6. WHEREAS, the parties have agreed, subject to the Court’s approval, that Plaintiffs’ opposition to Seagate’s motion to dismiss will be due on or before July 18, 2016; and
7. WHEREAS, the parties have agreed, subject to the Court’s approval, that Seagate’s reply will be due on or before August 5, 2016.

STIPULATION

NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED BY AND BETWEEN THE PARTIES pursuant to Local Rule 6-1(a) that Seagate’s time to respond to the Consolidated Amended Complaint is extended to June 17, 2016.

1 IT IS HEREBY FURTHER STIPULATED AND AGREED BY AND BETWEEN THE
2 PARTIES that, subject to the Court's approval, the following briefing schedule shall apply to a
3 motion to dismiss directed to the Amended Consolidated Complaint:

4 **Motion:** June 17, 2016.

5 **Opposition:** July 18, 2016.

6 **Reply:** August 5, 2016.

7 **Hearing:** August 19, 2016 at 9:00 a.m.
8

9 Dated: May 12, 2016

SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

10
11 By /s/ Anna S. McLean
ANNA S. McLEAN

12 Attorneys for Defendant
13 SEAGATE TECHNOLOGY LLC

14 I, Anna McLean, whose user ID and password are used to efile this document, hereby attest that,
15 pursuant to Local Rule 5.1(i)(3), concurrence in this filing was obtained from each of the other
16 Signatories, in lieu of each's signature.

17 Dated: May 12, 2016

HAGENS BERMAN SOBOL SHAPIRO LLP

18
19 By /s/Steve W. Berman
STEVE W. BERMAN

20 Attorneys for Plaintiffs and Proposed Class
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22
23 Dated: May 12, 2016

AXLER GOLDICH LLC

24 By /s/ Marc A. Goldich
25 MARC A. GOLDICH (*Pro Hac Vice*)

26 Attorneys for Plaintiffs and Proposed Class
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1 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

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3 Dated: 5/12/2016



4 The Honorable Ronald M. Whyte
5 United States Senior District Judge
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